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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE THE APPLICATION OF:

DOCKET NO: TI-31779

ANJANAIAH

APPL. NO: 09/964,315

EXAMINER: REBA I. ELMORE

FILED: 09/26/2001

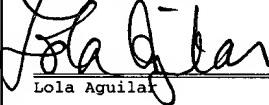
ART UNIT: 2189

TITLE: APPARATUS AND METHOD FOR AN INTERFACE UNIT FOR  
DATA TRANSFER BETWEEN PROCESSING UNITS IN THE  
ASYNCHRONOUS TRANSFER MODE

**PETITION TO REVIVE PATENT APPLICATION  
UNINTENTIONALLY ABANDONED UNDER 37 CFR 1.137(b)**

Commissioner for Patents  
Washington, DC 20231

MAILING CERTIFICATE UNDER 37 C.F.R. §1.8(a). I hereby certify that the above correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313 on August 23, 2006.

  
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Lola Aguilak

Dear Sir:

Applicant, through his Attorney, hereby petitions the Commissioner of Patents to revive the above identified application in accordance with the provisions of 37 CFR 1.137(b).

The above identified application became unintentionally abandoned on or about March 24, 2006, as a result of an inadvertent failure to timely and properly reply to Office Action.

In connection with the abandonment of the above identified application, the delay was unintentional, and this Petition is being filed within one year of the date of abandonment.

Transmitted herewith is a proposed Amendment C and Affidavits from Dolores S. Aguilar and William W. Holloway in support of this petition.

Please charge the Deposit Account of Texas Instruments Incorporated, Account No. 20-0668, with the amount sufficient to revive the above identified application.

To the extent necessary, Applicant petitions for an extension of time under 37 CFR 1.136. Please charge any fees in connection with the filing of this paper, including extension of time fees, to the Deposit Account of Texas Instruments Incorporated, Account No. 20-0668. **This form is submitted in duplicate.**

Respectfully submitted,



William W. Holloway  
Attorney for Applicant  
Reg. No. 26,182

Texas Instruments Incorporated  
P.O. Box 655474, MS 3999  
Dallas, TX 75265  
(281) 274-4064

Dated: 08/23/06



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**AFFIDAVIT BY WILLIAM W. HOLLOWAY IN  
SUPPORT OF THE PETITION TO REVIVE**

William W. Holloway states that:

I am a Patent Attorney licensed to practice before the U.S. Patent Office having Registration Number 26, 182;

I am employed by Texas Instruments Incorporated as a Patent Attorney in Houston Texas;

The principal Patent Law Office of Texas Instruments Incorporated is in Dallas Texas;

All correspondence from the U.S. Patent Office relating to Texas Instruments Incorporated is mailed to the Dallas Law Office;

Correspondence related to items being handled in the Houston Law Office is forwarded to the Houston Law Office of Texas Instruments Incorporated;

Since William W. Holloway joined the Houston Law Office approximately 5 years ago, this method of handling correspondence from the U.S. Patent Office relating to

matters originating in the Houston Law Office has proven efficient and effective;

At some time in the summer of 2005, I became aware of a possible problem in correspondence with the U.S. Patent Office;

This awareness of a possible problem came to my attention when, over the period of few months, I received calls from 3 U.S. Patent Office Examiners alerting me to non-responses with respect to Office Actions extending beyond six months;

Because of the number of non-responses, 3 over a few months, this matter became of some concern; however, I decided to wait to receive the Notices of Abandonment and take appropriate action;

After a period time, I realized that the Notices of Abandonment had not been received in the Houston Law Office.

Upon review of current activity as a result of my failure to receive these Notices, it became apparent that my amendment activity did not reflect the number of Patent Applications filed annually from the Houston law Office;

The Dallas Law Office was contacted when this problem crystallized;

We discovered a major flaw had developed between what was being received from the U.S. Patent Office in the Dallas Law Office related to Houston Law Office activity and what was being forwarded to the Houston Law Office;

This flaw had developed in a procedure that had worked reliably for several years in the past;

Prior to the identification of the flawed procedure, I was treated for a pulmonary embolism complicated by atrial fibrillation in September of 2003;

Since that time I have been distracted both by the original medical problems and by the complications derived therefrom;

By way of specific example, I spent a week in April in 2005, in the Whittaker Wellness Institute in Newport Beach, California and am currently being treated by the Life Celebrating Health Association Clinic in Humble, Texas;

By way of further example, in response to Physician recommendations, I am taking 46 pharmaceutical and nutritional pills every day, using a C-pap machine every night, receiving a nutritional shot three times a week, and an inhalant twice a day;

This amount of medical attention, as well as the conditions being treated resulted in distractions that compromised my ability to identify the communication problem at an earlier stage;

Furthermore, in the spring Texas Instrument Incorporated had a major product introduction. To complement this introduction, a major effort was undertaken by the Patent Department to identify and file Provisional Applications for related inventions. This effort, including evaluating the filed Provisional Applications, extended until the end of August, providing a further distraction to identifying and addressing the problem of communication between the Dallas Law Office and the Houston Law Office.

In any event, communication between the Dallas and the Houston Offices has been expanded and now the identification of the materials transmitted there between is provided by separate transmission;

In addition, provision has been made so that the entire Texas Instrument Docket is available to the Houston Office;

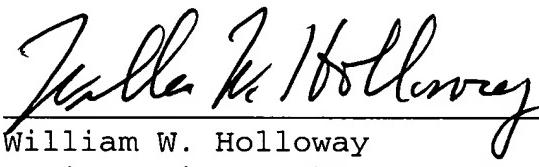
The Office Action for the above-identified U.S. Patent Application was received at a time when new procedures were being implemented and the Office Action did not come to my attention in a timely manner;

At no time was any consideration given to not proceeding to the issuance of the filed U.S. Patent Application; and

In view of the foregoing facts, the non-response to the Office Action concerning the above-identified U.S. Patent Application was unintentional and without deceptive intent.

**Now Therefore,**

In view of the foregoing facts, Applicant respectfully requests that the above-identified U.S. Patent Application be revived, the Amendment C enclosed herewith, be entered in response to the Office Action dated March 24, 2006.

  
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William W. Holloway  
Registration Number 26,182

Dated: 08/23/06



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**AFFIDAVIT IN SUPPORT OF A  
PETITION TO REVIVE**

Dolores S. Aguilar states that:

I am an Administrative Assistant in the Houston Law Office  
of Texas Instruments Incorporated;

In this position, I am responsible for the receipt of and processing of communications from the U.S. Patent Office that have been forwarded to the Houston Law Office from the Dallas Law Office of Texas Instruments Incorporated;

The procedure for processing communications since May 2000 has been as follows:

Correspondence from the U.S. Patent Office is mailed to the Dallas Law Office;

Correspondence from the U.S. Patent Office related to matters being handled in the Houston Office is then forwarded to the Houston Law Office:

Upon receipt of correspondence from the U.S. Patent Office,  
I would retrieve the related file.

A form appropriate to the correspondence would be prepared and, along with the related file and the U.S. Patent Office communication, placed on a counter top in clear view of the patent attorney's office;

In this manner, the responses that were to be prepared were ready visible and available permitting the work to be prioritized by the patent attorney;

This system has been in place since approximately May of 2000 and, until recently, has proven eminently satisfactory;

Recently, when expected communications from the U.S. Patent Office did not arrive in Houston, the transmission of communications from the Dallas Law Office to the Houston Law Office was examined closely;

Unfortunately it was found that for several months, communications from the U.S. Patent Office had not been forwarded from the Dallas Law Office to the Houston Law Office;

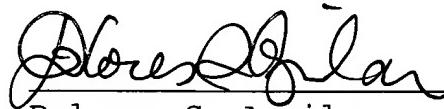
Because of the lack of receipt in the Houston Law Office, numerous cases have become abandoned because of a flaw that developed in a previously reliable system;

One of the abandoned cases is the subject of the present Petition to Revive;

This U.S. Patent Application, as with the other U.S., Patent Applications, became unintentionally abandoned through inadvertence and without deceptive intent;

It was never the intention of the Houston Law Office to abandon this U.S. Patent Application or any of the other U.S. Patent Application that became abandoned during this time period.

Dated: 8/23/2006

  
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Dolores S. Aguilar